

AO 440 (Rev. 03/08) Civil Summons

UNITED STATES DISTRICT COURT

for the

Northern District of California

ADR

CARLOS H. PEREZ

Plaintiff

v.

GMAC MORTGAGE USA CORPORATION, et al.

Defendant

Civil Action No.

C08 01972

E-FILING

HRL

Summons in a Civil Action

To: PAUL RAY ANDRUS

(Defendant's name)

A lawsuit has been filed against you.

Within 20 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, whose name and address are:

Fred W. Schwinn  
Consumer Law Center, Inc.  
12 South First Street, Suite 1014  
San Jose, California 95113-2418

If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

APR 15 2008

Date: \_\_\_\_\_

Richard W. Wieking  
Name of clerk of court

Deputy clerk's signature

Tiffany Salinas-Harwell

(Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States allowed 60 days by Rule 12(a)(3).)

AO 440 (Rev. 04/08) Civil Summons (Page 2)

**Proof of Service**

I declare under penalty of perjury that I served the summons and complaint in this case on 08/07/2008,  
by:

(1) personally delivering a copy of each to the individual at this place, 38669 Spetti Court, Fremont CA 94536-4344. Served Paul Ray Andrus at 8:02AM.; or

(2) leaving a copy of each at the individual's dwelling or usual place of abode with \_\_\_\_\_  
who resides there and is of suitable age and discretion; or

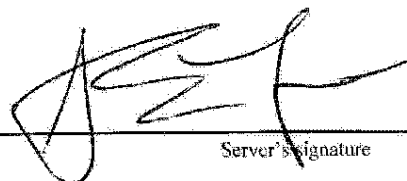
(3) delivering a copy of each to an agent authorized by appointment or by law to receive it whose name is  
\_\_\_\_\_; or

(4) returning the summons unexecuted to the court clerk on \_\_\_\_\_; or

(5) other (specify) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

My fees are \$ 180.00 for travel and \$ 0.00 for services, for a total of \$ 180.00.

Date: 08/13/2008



Server's signature

Samuel E. Tomlin / Bear Flag Process Services

Printed name and title

1232 Market Street, Suite 106  
San Francisco CA 94102

Server's address